

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

NATIONAL LABOR RELATIONS BOARD,
Petitioner(s),
v.
STATION CASINOS, LLC,
Respondent(s).

Case No. 2:22-cv-00100-RFB-NJK

ORDER

[Docket No. 11]

Pending before the Court is a stipulation for Local Joint Executive Board of Las Vegas (“LJEB”)¹ to intervene. Docket No. 11.

The only legal authority cited for the intervention request is 29 C.F.R. § 102.31(d). That regulation provides that, although an enforcement proceeding is initiated by the General Counsel in the name of the NLRB, “[n]either the General Counsel nor the Board will be deemed thereby to have assumed responsibility for the effective prosecution of the same before the court.” *Id.* While that may be the case, this section of the regulations does not appear to provide standards or procedures for intervention. Instead, a request to intervene would appear to be governed by Rule 24 of the Federal Rules of Civil Procedure. *See N.L.R.B. v. Frazier*, 144 F.R.D. 650, 655-57 (D.N.J. 1992) (analyzing unopposed request for intervention under Rule 24). The instant stipulation provides no discussion of Rule 24.

Accordingly, the stipulation to intervene is **DENIED** without prejudice. Any renewed request must either (1) provide meaningful explanation why Section 102.31(d) governs a request to intervene (supported by citation to legal authority, if any such authority exists) or (2) provide

¹ The LJEB consists of Culinary Workers Union Local 226 and Bartenders Union Local 165.

1 meaningful explanation as to why intervention is appropriate based on the Rule 24 standards. Any
2 renewed request to intervene must be filed by February 15, 2022.

3 IT IS SO ORDERED.

4 Dated: February 8, 2022

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6 Nancy J. Koppe
7 United States Magistrate Judge

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